

EXHIBIT B

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

- - -

DANIEL V. MARINO,	:	CIVIL ACTION NO. 11-6811
Plaintiff	:	
	:	
v.	:	Philadelphia, Pennsylvania
	:	January 6, 2014
USHER,	:	9:35 o'clock a.m.
Defendant	:	
.....	:	

SANCTIONS HEARING
BEFORE THE HONORABLE PAUL S. DIAMOND
UNITED STATES DISTRICT COURT JUDGE

- - -

APPEARANCES:

For the Plaintiff: SAMUEL C. STRETTON, ESQUIRE
301 South High Street
P.O. Box 3231
West Chester, PA 19381

For the Defendants: JONATHAN D. DAVIS, ESQUIRE
Jonathan D. Davis, PC
99 Park Avenue
Suite 1600
New York, NY 10016

LANCE ROGERS, ESQUIRE
BRUCE L. CASTOR, JR., ESQUIRE
Rogers & Associates, LLC
26 East Athens Avenue
Ardmore, PA 19003

- - -

Audio Operator/ESR: Katie Furphy

Transcribed by: Paula L. Curran, CET

(Proceeding recorded by The Record Player digital sound recording; transcript produced by AAERT-certified transcriber.)

Laws Transcription Service
48 W. LaCrosse Avenue
Lansdowne, PA 19050
(610) 623-4178

Guice - Cross

70

1 MR. STRETTON: Your Honor, let me move on. The only
2 purpose is --

3 THE COURT: I don't, I really --

4 MR. STRETTON: -- is just to --

5 THE COURT: -- I understand what --

6 MR. STRETTON: -- show this defendant --

7 THE COURT: -- you want to show the defendant is --
8 the witness, I apologize, the witness -- well, he is a
9 defendant in this case.

10 MR. STRETTON: This defendant.

11 THE COURT: But the witness, he's a witness for
12 purposes of this proceeding. That the witness is more
13 sophisticated about legal matters than he's suggesting. I
14 understand this goes to credibility, but it appears to me
15 that you have pulled documents having nothing to do with this
16 man. And if you want to question him about them, you can,
17 but this isn't like you, Mr. Stretton. It's more like the
18 person sitting next to you.

19 MR. STRETTON: Well, your Honor, let me move
20 forward. Let me just ask it this way.

21 BY MR. STRETTON:

22 Q Mr. Guice, you'd agree that you were a criminal -- forget
23 that document, put it aside. You agree that you were --

24 A This is interesting.

25 Q -- that you went to jail as a criminal defendant, at one